

UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF CALIFORNIA

NEIL STAMPER,

No. 2:20-cv-1251 AC P

Plaintiff,

v.

LASSEN COUNTY ADULT DETENTION  
FACILITY, et al.,

ORDER TO SHOW CAUSE

Defendants.

In June 2020, while incarcerated in Lassen County, plaintiff filed a complaint seeking relief under 42 U.S.C. § 1983 and an application to proceed in forma pauperis. ECF Nos. 1, 2. On August 6, 2020, before a ruling on his motion to proceed in forma pauperis, plaintiff filed a change of address notice which indicated that he had been released from custody. ECF No. 5. Because different forms and procedures apply to prisoners and non-prisoners seeking to proceed in forma pauperis, the court issued an order directing plaintiff to submit a new application to proceed under the general in forma pauperis provisions of 28 U.S.C. § 1915(a)(1). ECF No. 7. Plaintiff has not filed the necessary application, nor otherwise communicated with the court, and the time to do so has expired.

Accordingly, IT IS HEREBY ORDERED that:

1. Plaintiff shall show cause in writing, within thirty days of this order, why this action

1 should not be dismissed without prejudice for failure to prosecute and failure to comply with a  
2 court order. See Rule 41(b), Fed. R. Civ. P. The submission within the thirty-day period of an  
3 application to proceed in forma pauperis by a non-prisoner will result in discharge of the order to  
4 show cause.

5           2. The Clerk of Court shall send plaintiff a copy of the court's application to proceed in  
6 forma pauperis for non-prisoners.

7 DATED: October 4, 2021

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9 ALLISON CLAIRE  
10 UNITED STATES MAGISTRATE JUDGE

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